

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS - Prohibition & Excise Department - Certain allegations against Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector & former Station House Officer, Prohibition & Excise Station, Allagadda (now Retired) - Departmental proceedings under 20 of APCS (CC&A) Rules, 1991 - Article of charges issued - Written statement of defence - Further action dropped - Orders - Issued.

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REVENUE (VIGILANCE-V) DEPARTMENT

G.O.Rt.No. 99

Dated:21-01-2011.

Read the following:-

1. Charge Memo Rc. No. A1/109/2009, Dt: 25.9.2009 of the Deputy Commissioner, Proh. & Excise, Kurnool.
2. Written statement of defence of Sri Sk. Mahaboob Ali, P&E Inspector, Allagadda dt:6.10.2009.
3. From the Commissioner, Proh. & Excise, Hyd. Letter Cr. No. 9317/2010/C.PE/L3, Dt: 13.7.2010.
4. Govt. Memo No. 32662/Vig.V(1)/2010-1, Rev. (Vig.V) Dept. Dt:5.8.2010.
5. From the Commissioner, Proh. & Excise, Hyd. Letter Cr. No. 9317/2010/CPE/L3, Dt: 15.12.2010.

O R D E R:

In the reference 1st read above, the Deputy Commissioner, Prohibition & Excise, Kurnool has framed charges against Sri S. Mahaboob Ali, Prohibition & Excise Inspector, Station House Officer, Prohibition & Excise Station, Allagadda for certain allegations viz., relating to his failure to take precautionary measures while recommending for inclusion of a partner in A4 Wine Shop Licence ie., M/s. Eswar Wines, Allagadda which caused filing criminal case against him subsequently by the original License holder for alleged forgery of signatures and also closure of the above Wine Shop for the period from 6.5.2009 to 11.6.2009 causing loss of Revenue to the State etc., He was directed to submit his written statement of defence and accordingly Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector has submitted his written statement of defence denying the charges, vide in the reference 2nd read above.

2. In the reference 3rd read above, the Commissioner, Prohibition & Excise, Hyderabad has referred the matter to Government along with the reports of field level functionary and requested the Government to pass final orders in the matter under Andhra Pradesh Revised Pension Rules, 1980 as Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector retired from service on superannuation on 30.9.2009.

3. Government, have examined the matter and observed that as per rule 2 (a) of Andhra Pradesh Revised Pension Rules, 1980, the disciplinary authority has not reached a finding / conclusion for a final decision. In view of the above, the Commissioner, Prohibition & Excise, Hyderabad was requested to furnish a report accordingly, vide reference 4th read above.

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4. In the reference 5th read above, the Commissioner, Prohibition & Excise, Hyderabad has furnished his report along with the report of the Deputy Commissioner, Prohibition & Excise, Kurnool dated 4.11.2010. In his report, the Deputy Commissioner, Prohibition & Excise, Kurnool has reported that during the course of investigation, Sri G. Brahmananda Reddy, actual License Holder of M/s. Eswar Wines, Allagadda has stated that the signatures belong to him only. The Deputy Commissioner Prohibition & Excise, Kurnool has further reported that at present both the partners are working in the same wine shop without any problem and hence there is no forgery of signatures and that the criminal case registered against Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector was closed as mistake of fact by the JFCM Court, Allagadda. The Deputy Commissioner Prohibition & Excise, Kurnool has further reported that the entire licensee of M/s. Eswar Wines, Allagadda for the lease period 2008-09 was already collected and there was no balance amount to be collected and that there is no loss of revenue to the State. The Deputy Commissioner, Prohibition & Excise, Kurnool has finally requested to take a lenient view in the matter and drop further action Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector (Retired). The Commissioner, Prohibition & Excise, Hyderabad while reporting the above, has requested the Government to drop further action against the individual, keeping in view the views of the Deputy Commissioner Prohibition & Excise, Kurnool.

5. Government after careful examination of the matter and in the light of the report of the Deputy Commissioner, Prohibition & Excise, Kurnool and the recommendations made by the Commissioner, Prohibition & Excise, have decided to drop further action against Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector (Retired).

6. Accordingly, Government hereby drop further action against Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector, former Station House Officer, Prohibition & Excise Station, Allagadda (now Retired) under A.P. Revised Pension Rules, 1980 in the case.

7. The Commissioner, Prohibition & Excise, Hyderabad shall take further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Sk. Mahaboob Ali, Prohibition & Excise Inspector (Retd.)
through the Commissioner, Prohibition & Excise, Hyderabad.
The Commissioner, Prohibition & Excise, Hyderabad.

Copy to:
PS to Minister for Prohibition & Excise,
PS to Principal Secretary to Government Revenue Department.
The Revenue (Excise I) Department.
SF.

//Forwarded :: By Order //

SECTION OFFICER.